

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Tuesday, October 23, 2007

10:30 a.m.

Room 307 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chairman.

MEMBERS PRESENT: Representatives Condino, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, David Law, Elsenheimer, Stakoe, Rick Jones and Rocca.

MEMBERS ABSENT/EXCUSED: Representatives Coulouris and Virgil Smith.

Representative Meisner moved to adopt the minutes of the **October 10, 2007**, meeting. There being no objection, the motion prevailed by unanimous consent.

Representative Schuitmaker moved to excused absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

Chairman Condino laid **HB 5089** and **HB 4260** before the committee:

HB 5089	Condino	Criminal procedure; DNA; deadline for filing petition for DNA testing in felony conviction cases; extend, and revise certain procedures for obtaining test of DNA evidence.
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HB 4260	Condino	Criminal procedure; records; criminal conviction overturned based on DNA evidence; provide for deletion of record.
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TESTIMONY

Chairman Condino, sponsor of HB 5089 and HB 4260, explained his bills to the committee.

Ken Wyniemko, representing The Cooley Innocence Project, testified in support of the bills.

Kirk Bloodsworth, representing The Justice Project based in Washington D.C., testified and submitted written testimony in support of the bills.

Professor Donna McKneelen, representing The Cooley Innocence Project, testified and submitted written testimony in support of the bills.

Chairman Condino laid **HB 4250** and **HB 4251** before the committee:

HB 4250	Bieda	Civil procedure; remedies; wrongful imprisonment for crime; provide compensation for.
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HB 4251	Bieda	Income tax; income; compensation received under the wrongful imprisonment compensation act; exclude from income subject to tax.
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TESTIMONY

Representative Bieda, sponsor of HB 4250 and HB 4251, explained his bills to the committee.

Mark Burton, representing the Michigan Association for Justice, submitted a card in support of the bills and did not wish to speak.

Larry Steckelberg, representing the Michigan Department of Treasury, submitted a card indicating neutrality on HB 4251 and did not wish to speak.

Mike Garavaglia, representing the Michigan Attorney General's Office, submitted a card in opposition to HB 4250 and did not wish to speak.

There being no further business to come before the committee, the Chair adjourned the meeting at 12:00 p.m.

Representative Paul Condino, Chairman
House Standing Committee on Judiciary
Malika Abdur-Rashid
Committee Clerk
517-373-7256
90 Minutes